

**WEST BENGAL ADMINISTRATIVE TRIBUNAL**

**Bikash Bhavan, Salt Lake, Kolkata – 700 091.**

**Present-**

**The Hon'ble SAYEED AHMED BABA, Officiating Chairperson & Member (A)**

**Case No. – OA-754 of 2022**

**Srimanta Kisku. VERSUS – The State of West Bengal & Ors..**

Serial No. and Date of order For the Applicant : Mr. J. Dey,  
Learned Advocate.

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16.03.2023 For the State Respondents : None.

For the Pr. A.G.W.B. Mr. B. Mitra.

The matter is taken up by the Single Bench pursuant to the order contained in the Notification No. 638-WBAT/2J-15/2016 (Pt.-II) dated 23<sup>rd</sup> November, 2022 issued in exercise of the powers conferred under Section 5(6) of the Administrative Tribunals Act, 1985.

On consent of the learned counsels for the contesting parties the case is taken up for consideration sitting singly.

Mr. B. Mitra appearing on behalf of the Principal Accountant General (A & E), W.B. submits that the matter relates to compassionate employment and the office of the Pr. Accountant General has no responsibility. Therefore, he prays that the name of the Principal Accountant General (A&E), W.B. may be expunged from the array of the respondents. Prayer is allowed. Let the name of the Principal Accountant General (A&E), W.B. be expunged from the list of respondents.

The prayer in this application is for compassionate employment. In terms of the Tribunal's order passed in OA-843 of 2014, the Addl. Chief Secretary, MS & ME & T Department passed a reasoned order on 06.03.2017. The reasoned order clearly agreed that the petitioner Srimanta Kisku is entitled to get the

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appointment on compassionate ground. A suitable instruction was also directed to the concerned Division of the Deptt. to process the appointment matter.

Thereafter, the respondent's office asked the applicant to submit certain relevant documents. Later when the Sericulture Department was merged with the Department of Agriculture, the Commissioner of Textiles and Sericulture wrote to the Secretary, Department of Agriculture intimating about the Tribunal's order and the reasoned order passed to the effect that the applicant is entitled to get appointment on compassionate ground.

Submission of Mr. Dey is that since then, neither any appointment offer has been made nor any intimation given to the applicant regarding compassionate employment. Prayer is that a direction be given to the respondent No. 1, Secretary, Department of Agriculture for expeditious disposal of the matter.

After hearing the learned counsel, the Respondent No. 1, Secretary, Department of Agriculture is directed to comply with the order of the Tribunal and as per the reasoned order passed by the Addl. Chief Secretary, MS & ME Department by issuing specific orders to the effect that the applicant has been appointed to a Group-D post under compassionate employment within a period of three months from the date of communication of this order. Copy of such appointment letter be communicated to the

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applicant within a period of two weeks from the issue of the employment letter.

Accordingly, the matter is disposed of.

SAYEED AHMED BABA  
OFFICIATING CHAIRPERSON & MEMBER(A)

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